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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 ORACLE AMERICA, INC.,

16 Case No. C 10-3561 WHA

17 Plaintiff,

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19 **ADMINISTRATIVE MOTION TO FILE
20 UNDER SEAL DR. JAMES R. KEARL,
21 RULE 706 EXPERT, RESPONSE TO
22 MOTIONS IN LIMINE AND DAUBERT
23 CHALLENGES**

24 vs.

25 GOOGLE, INC.,

26 Defendant.
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Dept.: Courtroom 8, 19th Floor
Judge: Hon. William H. Alsup

Pursuant to the Northern District of California's Civil Local Rules 7-11 and 79-5(d), and for the reasons set forth in the accompanying declaration of John L. Cooper, Rule 706 Expert, Dr. James R. Kearl ("Dr. Kearl"), hereby brings this Administrative Motion to File Under Seal Dr. James R. Kearl's Response to Motions In Limine and Daubert Challenges ("Motion"). The Motion contains information designated by Oracle America, Inc. ("Oracle") and Google Inc. ("Google") as "Confidential—Attorney's Eyes Only" under the Protective Order.

In an abundance of caution, Dr. Kearl has not submitted a redacted version, as there appears to be a dispute between the parties regarding what portions should be sealed. *See, e.g.*, Dkt. 1599. Dr. Kearl respectfully requests to file a redacted version of the Motion, should the Court so choose, after the parties have resolved their dispute regarding which portions, if any,

1 should be sealed. Dr. Kearl respectfully requests that the unredacted Motion remain under seal.
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3 Dated: April 6, 2016

FARELLA BRAUN + MARTEL LLP

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5 By: /s/ John L. Cooper
John L. Cooper

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7 Attorneys for Rule 706 Expert,
Dr. James R. Kearl

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